

**ATTACHMENT A**

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### CRANDALL CANYON MINE

NOV No. 91-37-2-1, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 2/28/91. Violation of R614-301-421, failure to notify Bureau of Air Quality of production in excedence of permit. Terminated. Genwal notified Bureau of tonnage and paid \$140 assessed penalty.

TDN 91-02-246-2-TV2, Permit No. ACT/015/032. Issued by U.S. Office of Surface Mining to Genwal Coal Company on 3/21/91. Violation of R614-301-742.111, failure to keep sediment out of Huntington Creek, specifically dealing with haul roads. Pending.

TDN 91-02-244-3, MSHA #42-01715, Permit No. ACT/015/032. Issued by U.S. Office of Surface Mining to Genwal Coal Company on 6/26/91. Violation of R614-300-112.400, failure to reclaim. Genwal petitioned for review and requested hearing. Terminated. Genwal paid \$1,200 assessed penalty.

NOV 91-37-3-1, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 9/26/91. Violation of R614-301-723, failure to comply with standard methods of examination of water and waste water. Terminated. Genwal complied with water examination standards and paid \$190 assessed penalty.

NOV 91-37-4-1, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 9/26/91. Violation of R614-301-100-150, failure to monitor groundwater. Terminated. Genwal sampled groundwater and paid \$190 assessed penalty.

NOV 91-15-2-3, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 10/24/91. Violation of R614-300-142 & 143 and R614-501-526.110, construction of surface facilities without DOGM approval. Terminated. Genwal submitted permit revision and paid \$1,200 assessed penalty.

NOV 91-13-1-1, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 11/19/91. Violation of R614-301-525, failure to provide a detailed plan of underground workings. Terminated. Genwal paid \$680 assessed penalty.

NOV No. 92-37-2-1, Permit No. ACT/015/032. Issued by DOGM to Allen Childs on 3/11/92. Violation of R645-300-143 and terms of approval for permit transfer as per 11/26/91 letter from D. Nielson. Terminated. Chapter 2 in permit was successfully rewritten and Genwal Coal Company paid \$520 assessed penalty.

NOV No. 92-43-1-1, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 12/17/92. Water samples from the upper and lower flame in Crandall Creek were not analyzed for acidity and oil and grease as part of quarterly water monitoring. Terminated. After-the-fact violation. Genwal paid \$300 assessed penalty.

NOV No. 93-43-1-1, Permit No. ACT/015/032. Issued by DOGM to Genwal Coal Company on 9/23/93. Violation of R645-301-745, installment of diversion without design or mention in the MRP. Pending.

### **HORSE CANYON MINE**

NOV No. 91-35-3-1, Permit No. ACT/007/013. Issued by DOGM to IPA on 10/8/91. Violation of R614-300-143: noncompliance with seed mixture content to be used in final revegetation. Terminated. IPA submitted contents of seed mixture to DOGM and paid \$280 assessed penalty.

NOV No. 91-35-4-1, Permit No. ACT/007/013. Issued by DOGM to IPA on 10/8/91. Violation of R614-300-143: exceeded permitted volume of material to be removed from borrow pit. Informal hearing and assessment conference held 12/3/91 at DOGM. Terminated. IPA submitted plan to DOGM demonstrating suitability of remaining soil for vegetation.

TDN No. 91-02-116-1, Permit No. ACT/007/013. Issued by OSM to IPA on 3/5/91. Violation of R614-301-742: failure to provide adequate design, construction and maintenance plans for sediment control measures. Informal appeals by Convulsion Canyon Mine and Hidden Valley Mine in March of 1991. Withdrawn.

TDN No. 91-02-116-6, Permit No. ACT/007/013. Issued by OSM to IPA on 8/27/91. Violation of R614-301-890.100 and R614-301-890.300: noncompliance of submitted certificate of insurance. Vacated. OSM error.

NOV No. 92-25-3-1, Permit No. ACT/007/013. Issued by DOGM to IPA on 10/28/92. Violation of R645-301-742.110 and R645-301-742.111: failure to maintain sediment control measures. Terminated. IPA completed work immediately and paid \$260 assessed penalty.

NOV No. 92-25-4-1, Permit No. ACT/007/013. Issued by DOGM to IPA on 10/28/92. Violation of R645-301-742.312: failure to maintain and construct diversions to meet approved designs and be stable. Informal hearing held at DOGM on 2/19/93. Terminated. IPA completed work on diversions and paid \$460 assessed penalty.

NOV No. 92-25-5-1, Permit No. ACT/007/013. Issued by DOGM to IPA on 10/28/92. Violation of R645-301-731: failure to implement approved monitoring plan. Informal hearing held at DOGM on 2/19/93. Terminated. IPA implemented approved monitoring plan in PAP and paid \$200 assessed penalty.

NOV No. 92-25-6-1, Permit No. ACT/007/013. Issued by DOGM to IPA on 10/28/92. Violation of R645-301-742.113: failure to minimize erosion to extent possible. Informal hearing held at DOGM on 2/19/93. Vacated.

NOV No. 93-35-02-01, Permit No. ACT/007/013. Issued by DOGM to IPA on 3/30/93. Violation of R645-301-143: failure to seed as per approved plan. Informal hearing and assessment held at DOGM on 6/10/93. Terminated. IPA implemented approved plan.

NOV No. 93-25-01-01, Permit No. ACT/007/013. Issued by DOGM to IPA on 3/30/93. Violation of R645-300-142: failure to conduct reclamation operations. Informal hearing and assessment held at DOGM on 6/10/93. Terminated. IPA completed interim measures.

### **WELLINGTON PREPARATION PLANT**

NOV No. 91-39-8-1, Permit No. ACT/007/012. Issued by DOGM to Genwal Coal Company on 8/27/91. Violation of R614-301-732.210 and R614-301-733.210: impoundment and sediment bonds being improperly designed and constructed. Terminated. Genwal paid \$200 assessed penalty.

NOV No. 91-38-1-1, Permit No. ACT/007/012. Issued by DOGM to Genwal Coal Company on 8/8/91. Violation of R614-303-300: failure to apply for written approval from DOGM for changes in ownership and effective control of permit. Terminated. Genwal applied for written approval, published advertisement and paid \$460 assessed penalty.

NOV No. 91-28-1-1, Permit No. ACT/007/012. Issued by DOGM to Genwal Coal Company on 3/7/91. Violation of R614-300-143: noncompliance with stipulation outlined in UMC 788.14-(1)-SCL. Terminated. Genwal submitted required designs and maps and paid \$240 assessed penalty.

NOV No. 92-38-4-1, Permit No. ACT/007/012. Issued by DOGM to Castle Valley Resources on 8/19/92. Violation of R645-400-221.200: failure to have access to monitoring records. Terminated. Castle Valley submitted inspection reports for weekly inspections and paid \$140 assessed penalty.

NOV No. 92-38-2-1, Permit ACT/007/012. Issued by DOGM to Castle Valley Resources on 4/20/92. Violation of R645-300-143: failure to adhere to permit transfer stipulation. Terminated. Castle Valley complied with stipulation and paid \$500 assessed penalty.

NOV No. 92-38-3-1, Permit ACT/007/012. Issued by DOGM to Castle Valley Resources. Violation of R645-301-100 et. seq.: failure to follow approved plan and failure to provide application for change of ownership or effective control. Vacated.

NOV No. 92-38-1-1, Permit ACT/007/012. Issued by DOGM to Castle Valley Resources on 12/17/93. Violation of R614-301-514.230 and R614-301-746.221: failure to provide certified report and failure to maintain coarse refuse. Terminated. Castle Valley provided report and maintained refuse, paid \$190 assessed penalty.

NOV No. 93-39-1, Permit ACT/007/012. Issued by DOGM to Castle Valley Resources on 2/24/93. Failure to file an adequate performance bond with the Division. Hearing held before the board. Board ruled on 5/21/93 that adequate bond was posted. Vacated.